(4) NOMINATION OF CHAIRMAN OF THE COMMITTEE ON SUBORDINATE LEGISLATION.

DEPUTY SPEAKER : As the office of the Chairman of the Committee on Subordinate Legislation has become vacant in view of Sri S. S. Kolkebail ceasing to be a Member of this Assembly with effect from 1st November 1956, under Rule 197 of the Madras Assembly Rules, I hereby nominate Sri V. Gopala Goundar to be the Chairman of that Committee.

III.—GOVERNMENT MOTIONS.

(1) AMENDMENTS TO THE RULES UNDER SECTION CZ (1) OF THE MADRAS ESTATES (ABOLITION AND CONVERSION INTO RYOTWARI) ACT, 1948 (MADRAS ACT XXVI OF 1948).

THE HON. SRI M. A. MANICKAVELU : Sir, I move—

"That the following draft amendment to the rules published with Revenue Department notification, dated the 21st December 1949, at pages 397–398 of the Rules Supplement to Part I of the *Fort St. George Gazette*, dated the 27th December 1949, which it is proposed to make in exercise of the powers conferred by section 40 (1) of the Madras Estates (Abolition and Conversion into Ryotwari) Act, 1948 (Madras Act XXVI of 1948), be approved :—

DRAFT AMENDMENT.

In rule 3 of the said rules the following proviso shall be added at the end, viz. :—

'Provided that where the amount of total compensation stands altered as a result of any order under section 39 of the Act or otherwise, after the payment or payments referred to have been made, the amount or the amounts of any deficiency in the payment or payments already made may be paid at any time and as soon as may be after the said alteration, and the amount or amounts of any excess in the payment or payments already made by way of deposit under rule 5 may be withdrawn at any time and as soon as may be after the said alteration.' "

Sir, under rule 3 of the rules issued under section 40 (1) of the Abolition Act, the compensation in respect of an estate, where it is payable in one lump sum and the first instalment of the compensation where it is payable in instalments, shall be paid not later than nine months from the date on which settlement operations in respect of the estates are completed or where the date is earlier than the date of the expiry of the three fasli years referred to in section 30 or 34 of the Act, as the case may be, not later than 9 months from the latter date. There is no provision in the rules by which, after the expiry of this period, any alterations in the compensation amount already deposited by way of additional deposits or withdrawal can be made. But circumstances may arise necessitating alteration of the compensation amount subsequent to its deposit with the tribunal. The Director of Settlements has suggested that a proviso may be added under

rule 3 so as to enable him to make additional deposits or withdraw excess amounts already deposited as a result of alterations in the compensation amount which may take place subsequent to its deposit. The Board of Revenue has recommended adoption of the amendment as it will resolve the difficulty in giving effect to appellate or revisional decisions subsequent to the deposit of the compensation. Provision has been made in the Madras Estates (Abolition and Conversion into Ryotwari) (Amendment) Bill, 1956, investing the power with the Board to revise its own order under sub-section 5 or 6 of section 39 of the Act if it is of opinion that the said order is vitiated by an error in the decision on a point of law or by mistake. The Bill has been passed by both the Houses of the Legislature and is awaiting the assent of the President. As there is not sufficient time to wait till the President's assent is received and the Bill becomes law, and then to give notice of motion regarding this amendment and introduce it in the legislature and get its approval, no reference has been made in the draft amendment to the provisions in the Bill recently passed.

The motion was put and carried and the amendment was approved.

(2) AMENDMENT TO SCHEDULE IV OF THE MADRAS DISTRICT MUNICIPALITIES ACT, 1920 (MADRAS ACT V OF 1920).

THE HON. SRI C. SUBRAMANIAM : Sir, I move—

"Whereas the Government of Madras have directed that, with effect from the school-year 1955–56, all poor pupils (whose parents' or guardians' annual gross income does not exceed Rs. 1,200) be exempted from the payment of school fees in elementary and secondary schools up to and inclusive of Forms III and that the fee income lost by the managements of schools be made good to them in full from the State Funds;

And whereas it is considered that the remission of school fees which may be granted under rule 51 in Schedule IV to the Madras District Municipalities Act, 1920, (Madras Act V of 1920), should be restricted to cases of poor pupils studying in Forms IV, V and VI in secondary schools under municipal councils;

Now, therefore, in pursuance of section 305-A of the Madras District Municipalities Act, 1920 (Madras Act V of 1920), this Assembly hereby approves the following draft rule, proposed to be made by the Governor of Madras under section 305, sub-section (1) of the said Act for amending Schedule IV to the said Act :—

DRAFT RULE.

In Schedule IV to the said Act for the second proviso to sub-rule (1) of rule 51, the following proviso shall be substituted, namely :—

'Provided further that the council may remit the whole or part of the fees of poor pupils in its secondary school or schools, in accordance with the provisions contained in rule 32 of the Grant-in-Aid Code.' "